



\$AF/1652

Docket No.: PF-0221-3 DIV
Response Under 37 C.F.R. 1.116 - Expedited Procedure
Examining Group 1652

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lal et al.

Title: POLYNUCLEOTIDES ENCODING A HUMAN SODIUM-DEPENDENT PHOSPHATE
COTRANSPORTER (As Amended)

Serial No.: 09/991,212

Filing Date: November 16, 2001

Examiner: Steadman, D.J.

Group Art Unit: 1652

Mail Stop: Appeal Brief-Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL FEE SHEET

Sir:

Transmitted herewith are the following for the above-identified application:

1. Return Receipt Postcard;
2. Limited Recognition (1 pg.);
3. Brief on Appeal, including Appendix (60 pp., in triplicate);
4. Seven (7) References, as cited in Brief (in triplicate);
5. Copy of **Executed** Declaration of Dr. Tod Bedilion Under 37 CFR §1.132 (17 pp., in triplicate); and
6. Eight (8) References (A - H), as cited in Declaration (in triplicate).

The fee has been calculated as shown below.

 No additional Fee is required.

 X Fee for filing a Brief in support of an Appeal under 37 CFR 1.17(c): \$ 320.00

 X Please charge Deposit Account No. **09-0108** in the amount of : \$ 320.00

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 09-0108. **A duplicate copy of this sheet is enclosed.**

Respectfully submitted,

INCYTE CORPORATION

Date: August 12, 2003

[Signature]
Terence P. Lo
Limited Recognition (37 C.F.R. 10.9 (b)) attached
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**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE
UNITED STATE PATENT AND TRADEMARK OFFICE**

LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

Terence P. Lo is hereby given limited recognition under 37 CFR § 10.9(b) as an employee of Incyte Genomics Inc. to prepare and prosecute patent applications wherein Incyte Genomics Inc. is the assignee of all right, title and interest in the invention claimed in the application. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below:

(i) Terence P. Lo ceases to lawfully reside in the United States, (ii) Terence P. Lo's employment with Incyte Genomics Inc. ceases or is terminated, or (iii) Terence P. Lo ceases to remain or reside in the United States on an H-1 visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

Expires: November 25, 2003

Harry I. Moatz
Director of Enrollment and Discipline